

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: December 16, 2005]²

Bill No. and sponsor: H.R. 2781 (Mrs. Nancy Johnson of Connecticut).

Proponent name, location: Chemtura, Middlebury, CT.

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2008.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

Pentaerythritol tetrakis[3-(dodecylthio)propionate] (CAS No. 29598-76-3) (provided for in subheading 2930.90.90).

Check one: ☐ Same as that in bill as introduced.
☒ Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

The subject product is an organic, sulfur-containing antioxidant developed for polyolefins and engineering thermoplastics. It is used as an antioxidant for high-temperature, long-term applications such as water pipes and washing machine and dishwasher components. The subject product also provides color stability and good extraction resistance. The product is imported from China.

Estimated effect on customs revenue:

| HTS subheading: 2930.90.90 | | | | | |
|---|----------|----------|----------|----------|----------|
| | 2005 | 2006 | 2007 | 2008 | 2009 |
| Col. 1-General rate of duty | 3.7% | 3.7% | 3.7% | 3.7% | 3.7% |
| Estimated value <i>dutiable</i> imports | \$80,000 | \$80,000 | \$80,000 | \$80,000 | \$80,000 |
| Customs revenue loss | \$2,960 | \$2,960 | \$2,960 | \$2,960 | \$2,960 |

Source of estimated dutiable import data: Industry estimates.

Contacts with domestic firms/organizations (including the proponent):

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

| Name of firm/organization | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|--|--|---|----------------------|-------------------|
| | | (Yes/No) | | |
| Chemtura (Proponent) Carly Seymour, 202-463-8493 | 10/05/2005 10/11/2005 10/14/2005 | No | No | No |
| Abbott Laboratories Elaine Leavenworth, Fax: 202-783-6631 | 10/18/2005 | No | No | No |
| American Chemistry Council Jim O'Connor, Fax: 703-741-6922 | 10/18/2005 | No | No | No |
| BASF Corp. Tom Coleman, 202-289-3900 | 10/18/2005 | No | No | No |
| Bayer Corp. Karen Niedermeyer, 412-777-2058 Julie Van Egmund, Fax: 202-737-8909 | 10/18/2005 | No | No | No |
| Biddle Sawyer Corp. William Thonack, Fax: 212-239-1089 | 10/18/2005 | No | No | No |
| Ciba Specialty Chemicals Corp. John Deming, 202-857-5200 | 10/18/2005 | No | No | No |
| Clariant Corporation Andrew Zamoyiski, 401-823-2230 | 10/18/2005 | No | No | No |
| Du Pont Elaine Olsen, 302-992-2263 | 10/18/2005 | No | No | No |
| Eastman Chemical Jorge San Pedro, Fax: 703-524-7707 Greg Riddle, Fax: 703-524-7707 | 10/18/2005 | No | No | No |
| Honeywell International Art Simonetti, Fax: 202-662-2675 | 10/18/2005 | No | No | No |
| Monsanto Linda Strachan, 202-383-2849 | 10/18/2005 | No | No | No |
| Noveon Tom Dirmyer, Fax: 216-447-5720 | 10/18/2005 | No | No | No |
| Rhodia Dominick Cangiana, Fax: 609-860-1841 | 10/18/2005 | No | No | No |

| | | | | |
|--|------------|----|----|----|
| Solutia Dan Jenkins, Fax: 314-674-1585 | 10/18/2005 | No | No | No |
| Uniroyal Chemical Lloyd Moon, Fax: 203-573-4430 | 10/18/2005 | No | No | No |

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to present a more proper chemical name.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 2781

To suspend temporarily the duty on Naugard 412S.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2005

Mrs. JOHNSON of Connecticut introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on Naugard 412S.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. NAUGARD 412S.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

| | | | | | | | |
|---|------------|--|------|-----------|-----------|-------------------------|----|
| “ | 9902.05.98 | Pentaerythritol tetrakis-(3-laurylthiopropionate) (CAS No. 29598-76-3) (provided for in subheading 2930.90.90) | Free | No change | No change | On or before 12/31/2008 | ”. |
|---|------------|--|------|-----------|-----------|-------------------------|----|

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of enactment of this Act.

